



# Nixon & Vanderhye P.C.

ATTORNEYS AT LAW

11TH FLOOR  
901 NORTH GLEBE ROAD  
ARLINGTON, VIRGINIA 22203-1808

September 18, 2007

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(703) 816-4006  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Subject: **REQUEST FOR REFUND TO DEPOSIT ACCOUNT**

Deposit Account No. 14-1140  
Statement Date: August 2007  
Date Posted: August 23, 2007  
Seq: 45, 46; Posting Ref Text: 10786418  
Confirmation No.: 2793  
Fee Code: 1401; 1252; \$500; \$450  
Our Ref.: ARC-124-1071

To whom it may concern:

Regarding the Monthly Statement of Deposit Account dated August, 2007, (copy attached), we believe there is a fee related error therein, which has resulted in a charge to our Deposit Account that appears to be unwarranted. Please refer to the following explanation and issue a refund as soon as possible.

A Notice of Appeal and two month extension fee were submitted to the PTO on May 21, 2007 along with a check for \$950. Enclosed is a copy of the canceled check. On August 22, 2007, the examiner called and advised that the PTO had misplaced the Notice of Appeal filed May 21, 2007 and requested that a copy be faxed to the PTO.

Since the fee of \$950 was previously paid on May 21, 2007, no additional fees are necessary. Please credit our deposit account for the erroneously charged \$950 in this case.

Thank you for your time and assistance, and if you have any questions, please do not hesitate to call me at the above number.

Very truly yours,

NIXON & VANDERHYE P.C.

By: 

Arthur R. Crawford

ARC:eaw

Enclosures: Canceled Check  
Deposit Account

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Board of Patent Appeals and Interferences

In re Patent Application of

Atty Dkt. ARC-124-1071

BOWLES, P. et al.

C# M#  
TC/A.U.: 1748

Serial No. 10/786,418

Examiner: Chuo

Filed: February 26, 2004

Date: May 21, 2007

Title: IMPROVED ELECTRODE ASSEMBLY

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AUG 22 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

☐ Correspondence Address Indication Form Attached.☒ **NOTICE OF APPEAL**Applicant hereby appeals to the Board of Patent Appeals and Interferences  
from the last decision of the Examiner twice/finally rejecting  
applicant's claim(s).

\$500.00 (1401)/\$250.00 (2401) \$ 500.00

☐ An appeal BRIEF is attached in the pending appeal of the  
above-identified application

\$500.00 (1402)/\$250.00 (2402) \$

☐ Credit for fees paid in prior appeal without decision on merits

-\$ ( )

☐ A reply brief is attached.

(no fee)

☐ Pre-Appeal Brief Request for Review form attached.☒ Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s)

One Month Extension \$120.00 (1251)/\$60.00 (2251)

Two Month Extensions \$450.00 (1252)/\$225.00 (2252)

Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)

Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$ 450.00

☐ "Small entity" statement attached.

Less month extension previously paid on

-\$ ( )

TOTAL FEE ENCLOSED \$ 950.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or  
asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this  
firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.901 North Glebe Road, 11<sup>th</sup> Floor  
Arlington, Virginia 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
ARC:eaw

NIXON &amp; VANDERHYE P.C.

By Atty: Arthur R. Crawford, Reg. No. 25,327

Signature: 

08/23/2007 CCHAU1 00000030 141140 10786418

01 FC:1401 500.00 DA  
02 FC:1252 450.00 DAAdjustment Date: 10/04/2007 MGBREM1  
08/23/2007 CCHAU1 00000030 141140 10786418  
01 FC:1401 500.00 CR  
02 FC:1252 450.00 CR

1205203



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VIRGINIA

NIXON & VANDERHYE, P.C.

PTO ACCOUNT  
901 NORTH GLEBE ROAD, 11TH FLOOR  
ARLINGTON, VA 22203

98675

DATE 5/21/07 68-426-514

PAY  
TO THE  
ORDER OF

HON. COMMISSIONER OF PATENTS AND TRADEMARKS

\$ 950.00

Nine hundred fifty and no cents

DOLLARS

154-1071				

ME

THIS CHECK IS DELIVERED FOR PAYMENT TO THE ORDER OF THE

Account: 5139088230  
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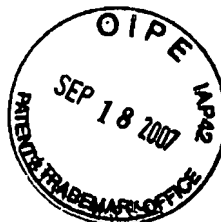
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PATENT AND TRADEMARK OFFICE  
13-16-8801  
85-22-2867  
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7316967351

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TrRoutNum: 51404260  
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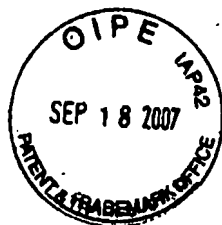
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Deposit Account Statement

Requested Statement Month: August 2007  
Deposit Account Number: 141140  
Name: NIXON & VANDERHYE P.C.  
Attention: MICHELLE N. LESTER  
Street Address 1: 901 NORTH GLEBE ROAD, 11TH FLOOR  
Street Address 2:  
City: ARLINGTON  
State: VA  
Zip: 22203-1808  
Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/01	2574	11277523	839-1653 MJK	1806	\$180.00	\$16,021.20
08/01	4	11631324	1328-39 >ARC	1616	\$360.00	\$15,661.20
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08/01	10334	60944509	10-1504/BHD	0021	\$40.00	\$14,746.20
08/01	11675	77244058	1067-46 DJB	7001	\$650.00	\$14,096.20
08/01	12315	78668453	FPP-3265-19	7003	\$100.00	\$13,996.20
08/01	260	79023548	2-456 MADRID.200606T2	6403 DMV	\$100.00	\$13,896.20
08/02	23	60861982	1090-138 LCM	1807	\$50.00	\$13,846.20
08/02	24	60801489	LCM-1090-147	1807	\$50.00	\$13,796.20
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08/02	16320	76592827	790-1651 RWA	7004	\$150.00	\$13,496.20
08/02	16570	78670216	513-110 RWA	7004	\$150.00	\$13,346.20
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08/02	22665	11832755	JHN-839-1923	1311	\$200.00	\$10,306.20
08/02	22911	11832755	JHN-839-1923	0021	\$40.00	\$10,266.20
08/02	23072	2488772	FPP-2943-2	7205	\$100.00	\$10,166.20
08/02	23073	2488772	FPP-2943-2	7208	\$200.00	\$9,966.20
08/03	143	77245476	FPP-2943-31	7001	\$325.00	\$9,641.20

Refunded  
on Pg. 23



08/22 19	REPLENISHMENT		9204		-\$20,000.00	\$28,460.20
08/22 3	10451338	2380-758 JAL	1201		\$1,000.00	\$27,460.20
08/23 1	10292489	723-1257 RUF	1201		\$200.00	\$27,260.20
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08/23 2675	77015060	141-469 DJB	7001		\$975.00	\$26,085.20
08/23 45	10786418	124-107 ARC	1401		\$500.00	\$25,585.20
08/23 46	10786418	124-107	1252		\$450.00	\$25,135.20
08/23 141	10812032	900-494 HWB	1806		\$180.00	\$24,955.20
08/23 11295	77262504	737-31 DJB	7001		\$325.00	\$24,630.20
08/23 11556	11261596	WFG-4380-191	2253		\$510.00	\$24,120.20
08/23 13178	77262689	FPP-2939-30	7001		\$325.00	\$23,795.20
08/23 13493	77262723	FPP-2939-31	7001		\$325.00	\$23,470.20
08/24 47	77262754	FPP-2939-32	7001		\$325.00	\$23,145.20
08/24 217	11046226	WFG-4380-168	2252		\$225.00	\$22,920.20
08/24 372	78785476	251-10 DJB	7001		\$325.00	\$22,595.20
08/24 1	11154603	723-1696 KEN	1252		\$450.00	\$22,145.20
08/24 37	79023497	2-457 MADRID-20060612 6403 DJB			\$100.00	\$22,045.20
08/24 8391	11817049	JHN-4633-26	2631		\$150.00	\$21,895.20
08/24 8392	11817049	JHN-4633-26	2632		\$250.00	\$21,645.20
08/24 8393	11817049	JHN-4633-26	2633		\$100.00	\$21,545.20
08/27 2	11321090	WFG-4753-4	2202		\$25.00	\$21,520.20
08/27 3	11046241	WFG-4380-161	1814		\$130.00	\$21,390.20
08/27 4	11046241	WFG-4380-161	2814		\$65.00	\$21,325.20
08/27 1	10654994	39-288 MJW	2201		\$100.00	\$21,225.20
08/27 3668	76547593	797-611 JAL	7003		\$100.00	\$21,125.20
08/27 17	60955503	JRL-2380-1103	1005		\$200.00	\$20,925.20
08/27 7888	77264664	14-6 DJB	7001		\$975.00	\$20,210.20
08/27 8585	77264750	176-124	7001		\$325.00	\$19,885.20
08/27 8967	77264794	176-123 JDB	7001		\$325.00	\$19,560.20
08/27 9169	77264804	176-122	7001		\$325.00	\$19,235.20
08/27 9448	77264832	141-517 DJB	7001		\$650.00	\$18,585.20
08/27 9700	77264858	141-516	7001		\$650.00	\$17,935.20
08/28 227	10900184	JHN-839-1594	1402		\$500.00	\$17,435.20
08/28 597	11046244	WFG-4380-165	2253		\$510.00	\$16,925.20
08/28 1412	10859093	4725-6 JAL	1252		\$450.00	\$16,475.20
08/28 3858	10437298	WFG-4377-13	2253		\$510.00	\$15,965.20
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08/28 25	11665539	BJS-3665-202	8021		\$40.00	\$15,825.20
08/28 3	10437298	WFG-4377-13	2201		\$100.00	\$15,725.20
08/29 2237	10823763	10-1473 JAL	1201		\$200.00	\$15,525.20
08/30 3047	11847014	JHN-1585-365	1011		\$300.00	\$15,225.20
08/30 3048	11847014	JHN-1585-365	1111		\$500.00	\$14,725.20
08/30 3049	11847014	JHN-1585-365	1311		\$200.00	\$14,525.20
08/30 3171	11847014	JHN-1585-365	8021		\$40.00	\$14,485.20
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08/30 8360	2434556	FPP-2961-18	7205		\$100.00	\$14,247.20
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08/30 231	11896035	LCM-3764-190	1201		\$200.00	\$13,847.20

Why  
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